



Department of
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Fact Sheet

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VA Benefits for Filipino Veterans

Citizens of the Philippines who serve in the U.S. armed forces are eligible for VA benefits under the same criteria as other U.S. military veterans. However, eligibility for VA benefits for Filipino veterans who served in recognized units of the Philippine Armed Forces – especially during World War II – is not so clear-cut.

The Philippine Islands gained their independence from the United States in 1946 following a transition period that was interrupted by World War II. During World War II, Filipinos served in a variety of units, some coming under direct U.S. military control, others having no ties to the U.S. military, and still others falling somewhere in the middle. Federal law, international treaties and court cases have taken up the question of which VA benefits should be given to various groups of World War II Filipino veterans.

The United States recognizes service in four groups as qualifying for some VA benefits:

- **Regular or “Old” Philippine Scouts:** Regular Philippine Scouts, or "old scouts," were members of a small, regular component of the U.S. Army that was considered to be in regular active service. Originally formed in 1901, long before any formal plan for Philippine independence, the Regular Philippine Scouts were part of the U.S. Army throughout their existence.
- **Commonwealth Army of the Philippines:** Also known as the Philippine Commonwealth Army, these veterans were called into the service of the U.S. Armed Forces of the Far East (USAFFE), its members serving July 26, 1941, and June 30, 1946, inclusive.
- **Guerrilla Service:** People in this group served as guerrillas in USAFFE in resistance units recognized by and cooperating with U.S. forces between April 20, 1942, and June 30, 1946, inclusive.
- **New Philippine Scouts:** New Philippine Scouts were Philippine citizens who served with the U.S. armed forces with the consent of the Philippine government and served between Oct. 6, 1945, and June 30, 1947, inclusive.

Entitlement to VA Benefits

Filipino veterans who served with U.S. forces in the Regular Philippine Scouts before Oct. 6, 1945, are entitled to all VA benefits under the same criteria as apply to any veteran of U.S. military service. Those benefits are paid at the full-dollar rate, and their dependents and survivors are entitled to benefits under the eligibility rules common to the survivors of all U.S. veterans.

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Veterans of the Commonwealth Army of the Philippines, recognized guerrilla forces, and the New Philippine Scouts are entitled to compensation for service-connected disabilities. They are not entitled to disability pension for nonservice-connected disabilities, nor are their survivors entitled to death pension.

Benefits for veterans of the Commonwealth Army, recognized guerrilla forces, and the New Philippine Scouts who live outside of the United States are paid at the rate of 50 cents for each dollar. However, these veterans who live in the United States receive full-dollar rate compensation payments if they are either U.S. citizens or lawfully admitted permanent resident aliens.

VA pays burial benefits to the survivors of certain veterans at the full-dollar rate for veterans who lived in the United States on the date of death. Those veterans must also have been either U.S. citizens or lawfully admitted permanent resident aliens. This covers only Commonwealth Army and recognized guerrilla service. Eligibility applies to deaths on or after Nov. 1, 2000, as this is based on legislation enacted in 2000. Burial benefits for these veterans also include interment in any national cemetery with available space, a burial flag, and a grave marker or headstone.

VA pays burial benefits to the survivors of New Philippine Scouts, as well, at the full-dollar rate, if the veterans were lawfully living in the United States on the date of death, and were U.S. citizens or lawfully admitted permanent resident aliens. Eligibility applies to death on or after Dec. 16, 2003, based on legislation enacted in 2003.

The survivors of Commonwealth Army, recognized guerrilla forces, and New Philippine Scouts veterans who are entitled to dependency and indemnity compensation (for example, if the veteran died during military service) are paid at a rate of 50 cents for each dollar when living in the Philippines. Survivors living in the United States and who are either U.S. citizens or lawfully admitted permanent resident aliens are entitled to full-dollar payment.

Health-care Benefits

Filipino Commonwealth Army Veterans, including those who were recognized by authority of the U.S. Army as belonging to organized Filipino guerilla forces, and New Philippine Scouts are eligible for VA health-care benefits in the United States on the same basis as U.S. veterans if they live in the United States and are citizens or lawfully admitted for permanent residence. Old Philippine Scouts are eligible for VA health-care benefits based upon their status as U.S. veterans.

In the Philippines, the Philippine government provides medical care to eligible Filipino veterans. Filipino veterans are ineligible for VA health-care treatment services in the Philippines; although, VA does provide them examinations in connection with determining their eligibility for VA compensation and pension benefits. U.S. veterans with service-

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connected conditions are eligible for medical care for both service-connected and nonservice-connected disabilities at VA outpatient clinic in Manila. U.S. veterans there also are eligible for hospital care for service-connected disabilities, which is provided under VA contract.

Background

The Commonwealth Army of the Philippines originated in the early 1900s, when the United States assumed formal sovereignty over the Philippines. At that time, the United States was preparing for the Philippines to become a sovereign nation. Public Law 73-127, enacted in 1934, required the Commonwealth Army to respond to the call of the president of the United States under certain conditions. In fact, President Franklin Roosevelt ordered the Commonwealth Army to service on July 26, 1941, and it served with the USAFFE command throughout World War II.

Public Law 79-190, enacted in October 1945, authorized recruiting 50,000 “new” Philippine Scouts in anticipation of needing local occupational forces. President Truman acknowledged the contributions of the Philippine people who fought under the umbrella of the USAFFE command to defend the Philippine Islands against occupation by the Japanese. He called for a study to determine the level of benefits appropriate to conditions in the Philippines. The reduced rate of benefits to veterans living there was based on the different economic conditions in the Philippines and the United States.

Current laws affecting these benefits date to congressional actions in 1946 that specified that the service of groups other than the Old Scouts would not be considered U.S. military service. VA officials considered that Filipino military service met the statutory definition of a U.S. veteran until Congress passed Public Laws 79-301 and 79-391 in 1946. Public Law 79-301, the First Supplemental Surplus Appropriation Rescission Act, authorized a \$200 million appropriation to the Commonwealth Army of the Philippines, with the provision that service in the Commonwealth Army of the Philippines should not be deemed to have been service in the military or naval forces of the United States. Public Law 79-391, the Second Supplemental Surplus Appropriation Rescission Act enacted in 1946, provided that service in the New Philippine Scouts was not deemed U.S. military service.

The U.S. government also gave the Philippine government grants of at least \$500,000 a year for more than 30 years, starting in the 1960s, to help the Veterans Memorial Medical Center in Quezon City upgrade its equipment and physical plant. In addition, VA provided \$3 million in equipment funds to medical center from 2002 to 2005.

A VA contract with the medical center was expanded by legislation in 1963, permitting the center to care for nonservice-connected conditions of Filipino and U.S. veterans.

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Legislation in 1973 permitted VA itself to provide medical treatment of service-connected conditions (and nonservice-connected illnesses in certain conditions) for Philippine Army and New Philippine Scout veterans. The half rates of compensation to most Filipino veterans living in the Philippines were intended to reflect that the Philippines had a lower cost of living than the United States. Since World War II, however, many Filipino veterans and their dependents have immigrated to this country.

Legislation enacted in 2000 provided the full-dollar rate compensation payments to veterans of the Commonwealth Army or recognized guerrilla forces living in the United States if they are either U.S. citizens or lawfully admitted permanent resident aliens. Another 2000 law authorized payment of burial benefits on behalf of veterans in these groups where they had been U.S. citizens or lawfully admitted permanent resident aliens.

In 2003, Congress passed legislation that expanded compensation benefit payments to the full-dollar rate for New Philippine Scouts living in the United States if they are either U.S. citizens or lawfully admitted permanent resident aliens. This legislation also expanded burial benefit payments to the full-dollar rate for New Philippine Scouts who at the time of death were living in the United States and were U.S. citizens or lawfully admitted permanent resident aliens. It also expanded dependency and indemnity compensation benefits to the full-dollar rate for survivors of veterans who served in the New Philippine Scouts, Philippine Commonwealth Army or recognized guerrilla forces, if the survivor is living in the United States and is either a U.S. citizen or a legally admitted resident alien.

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